ORDINANCE NO. 5

Series, 1955

AN ORDINANCE VACATING THAT AREA AND PORTION OF HARTFORD STREET, BETWEEN BLOCK E AND BLOCK 2 AND BETWEEN BLOCK F AND BLOCK 1, HINDMAN'S ADDITION TO THE CITY OF ELGIN, UNION COUNTY, OREGON, FROM THE INTERSECTION OF THE SAID HARTFORD STREET AND NORTH 9th AVENUE AND EXTENDING IN AN EASTERLY DIRECTION TO THE WESTERN BOUNDARY LINE OF THE O-WRR&NRR RIGHT OF WAY; AND VACATING THAT PORTION AND AREA OF NORTH 8th AVENUE BETWEEN BLOCK E AND BLOCK F, HINDMAN'S ADDITION TO THE CITY OF ELGIN, UNION COUNTY, OREGON, ON THE INTERSECTION OF THE SAID NORTH 8th AVENUE AND HARTFORD STREET, AND EXTENDING IN A NORTHERLY DIRECTION TO THE CITY LIMITS OR BOUNDARY LINE OF THE CITY OF ELGIN, UNION COUNTY, OREGON, AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Elgin has heretofore caused an examination to be made of that area and portion of Hartford Street, between Block E and Block 2 and between Block F and Block 1, Hindman's Addition to the City of Elgin, Union County, Oregon, from the intersection of the said Hartford Street and North 9th Avenue and extending in an easterly direction to the western boundary line of the O-WRR&NRR right of way, and that area and portion of North 8th Avenue between Block E and Block F, Hindman's Addition to the City of Elgin, Union County, Oregon, from the intersection of the said North 8th Avenue and Hartford Street and extending in a northerly direction to the city limits or boundary line of the City of Elgin, Union County, Oregon, and the properties adjacent to and adjoining the same and situate in the immediate vicinity thereof, and that said Council has found that the vacation of the streets as hereinabove particularly described, will not in any way effect the market value of the said adjoining, adjacent and closely situated properties, and that the public interest will not be prejudiced by said vacation, and

WHEREAS, said Council has further found that the area and portions of the streets hereinabove particularly described have not been open to public travel for many years, and have in fact been used for residential and commercial purposes by the adjacent and adjoining land owners, and

WHEREAS, on the 7th day of September, 1955, the said Council did duly pass and adopt a resolution to initiate proceedings to vacate that area and portions of the streets hereinabove specifically described, and thereby declared its intention to make such vacation without petition or consent of property owners, unless good cause to the contrary be shown, and

WHEREAS, said Council fixed Wednesday, the 2nd day of November, 1955, at the hour of 8:00 o'clock p.m., at the Council Chambers in the City Hall of Elgin, Union County, Oregon, as the time and place for the hearing of amy and all objections and remonstrances to such vacation, and

WHEREAS, notice of such vacation was duly published in the Elgin Recorder, a newspaper of general circulation printed and published in Elgin, Union County, Oregon, for four consecutive and successive weeks, beginning with the issue of said newspaper dated September 8, 1955, and ending with the issue of said newspaper dated the 29th day of September, 1955, due proof of such publication in affidavit form having been heretofore filed with the City Recorder of Elgin, Union County, Oregon, and

WHEREAS, notice of such vacation was duly posted on the 17th day of September, 1955, in two conspicuous public places in the City of Elgin, Union County, Oregon, to wit:

One (1) at the intersection of Hartford Street and North 9th Avenue;
One (1) at the intersection of Hartford Street and North 8th Avenue;

due proof of such posting having heretofore been filed with the City Recorder of Elgin, Union County, Oregon, and

WHEREAS, at the time and place fixed for the hearing on said vacation, to wit, at 8:00 o'clock p.m. on November 2, 1955, at the Council Chambers in the City Hall of Elgin, Union County, Oregon, said hearing was duly held; that no objections or

remonstrances to such vacation were made made in writing and filed with the City Recorder of said city prior to the time of such hearing, or at all; that no one appeared at such hearing; that no objections or remonstrances have been made to such vacation;

NOW, THEREFORE, the City of Elgin ordains as follows:

Section 1:

That portion and area of Hartford Street, between Block E and Block 2 and between Block F and Block 1, Hindman's Addition to the City of Elgin, Union County, Oregon, from the intersection of said Hartford Street and North 9th Avenue and extending in an easterly direction to the western boundary line of the O-WRR & NRR right of way; and that area and portion of North 8th Avenue between Block E and Block F, Hindman's Addition to the City of Elgin, Union County, Oregon, from the intersection of the said North 8th Avenue and Hartford Street and extending in a northerly direction to the city limits or boundary line of the City of Elgin, Union County, Oregon, be and the same is hereby vacated and that part of the plat showing said streets as hereinabove described shall henceforth be held for naught and title to said vacated streets shall be and remain as by law provided.

Section 2:

That the City Recorder of the City of Elgin, Union County, Oregon, is hereby directed to cause a certified copy of this ordinance, together with a plat showing vacated streets, to be recorded in the Records of Plat Vacations in the office of the County Clerk of Union County, Oregon, and also to be filed a certified copy of this ordinance with the Union County Assessor and the County Surveyor of Union County, Oregon.

Section 3:

It appearing that the hereinabove described areas and portions of the streets to be vacated have not for many years last past been open to public travel but that the same have been used for residential and commercial purposes and that there is presently underway certain construction in and upon the above described streets and adjacent and adjoining land and that, therefore, it is necessary for the preservation of the peace and quiet of the City of Elgin, that this ordinance take effect immediately upon its passage and approval, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage by the Council and approved by the Mayor.

PASSED this 2nd day of November, 1955,

APPROVED this 2nd day of November, 1955.

Rex C. Roulet
MAYOR

Attested and filed this

2nd day of November, 1955.

A P Miller
CITY RECORDER

Part of
HINDMAN'S ADDITION
To
ELGIN, UNION COUNTY, OREGON.

Recorded Mch 25, 1890
Plat Book 1, page 27

Scale 200' = 1 inch

Abstract & Title Co
La Grande

N.W. cor. of NE¼ Sec 15, Tp 1 N, R 39 E.

Hug's Add →

Fourth St.

Hartford Ave.

Third St.

Galveston Ave.

Second St.

Fresno St.

First St.

Evanston St.

N. Twelfth Ave

N. Eleventh Ave

N. Tenth Ave

N. Ninth Ave

N. Eighth Ave

St. Vacated

Vacated

Fir

Pine

Elgin

Main

Front

Railroad St.

O.W.R.&N. Ry. Depot

Bunkers

Water Depot St. Vacated

Vacated → S

Elm St.

Grande Ronde River

N

B F Wylde Draftsman